

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KIMBERLY JACKSON,

No. 3:17-CV-1496-PK

Plaintiff,

ORDER

v.

PATRA INVESTMENTS, LLC,

Defendant/Third-Party Plaintiff.

HERNÁNDEZ, District Judge:

Magistrate Judge Papak issued a Findings and Recommendation [10] on November 20, 2017, in which he recommends that the Court grant Third-Party Defendant United States' Motion to Dismiss [4], dismiss Defendant Patra's third-party claims, and remand this action to the Multnomah County Circuit Court. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record *de novo*. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); *see also United States v. Bernhardt*, 840 F.2d 1441, 1444 (9th Cir. 1988) (*de novo* review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles *de novo*, I find no error.

CONCLUSION

The Court adopts Magistrate Judge Papak's Findings and Recommendation [10]. Accordingly, Third-Party Defendant United States' Motion to Dismiss [4] is GRANTED. Defendant Patra's claims against Third-Party Defendant United States are dismissed without prejudice, and this case is remanded to the Multnomah County Circuit Court.

IT IS SO ORDERED.

DATED this 31 day of January, 2018.



MARCO A. HERNÁNDEZ
United States District Judge